

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 CARLOS CHAVEZ NORWOOD, III,
5 Plaintiff,
6 v.
7 RENOWN HOSPITAL, *et al.*,
8 Defendants.

Case No. 3:24-CV-00019-ART-CLB
**ORDER STRIKING FOURTH AMENDED
COMPLAINT**
[ECF No. 17]

9 Before the Court is Plaintiff Carlos Chavez Norwood's ("Norwood") fourth amended
10 complaint. (ECF No. 39.) For the reasons discussed below, the Court strikes the amended
11 complaint and directs Norwood to file a motion for leave to amend, if he chooses to do
12 so.

13 Federal Rule of Civil Procedure 15(a)(1) allows a party to amend its pleading once
14 as a matter of course within: (A) 21 days after serving it, or (B) if the pleading is one to
15 which a responsive pleading is required, 21 days after service of a responsive pleading.
16 Fed. R. Civ. P. 15(a)(2) further instructs that "[i]n all other cases, a party may amend its
17 pleading only with the opposing party's written consent or the court's leave. The court
18 should freely give leave [to amend a pleading] when justice so requires," and there is a
19 strong public policy in favor of permitting amendment. *Bowles v. Reade*, 198 F.3d 752,
20 757 (9th Cir. 1999). Further, LR 15-1 requires a party to attach proposed amended
21 pleadings to a motion seeking leave of court to file an amended pleading.

22 Here, Norwood filed his proposed fourth amended complaint without leave and
23 without an accompanying motion or points and authorities in support of his proposed
24 amended complaint. Accordingly, the Court will strike Norwood's fourth amended
25 complaint, (ECF No. 39), for his failure to follow Fed. R. Civ. P. 15, and LR 15-1.

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1 Accordingly, **IT IS ORDERED** that Norwood's proposed fourth amended
2 complaint, (ECF No. 39), is **STRICKEN**.

3 **DATED:** January 30, 2024.

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UNITED STATES MAGISTRATE JUDGE